

RESOLUTION

CASE NO SUP-1-96. PIERCE BROTHERS' TAVERN AND GRILL

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, the applicant has requested a special use permit to bring both the existing restaurant/tavern and its recently constructed 17' x 30' addition into compliance with the Zoning Ordinance. The special use permit would also allow for the future construction of a 16' by 44' covered deck, horseshoe pits and picnic tables. The property is located at 8864 Richmond Road and is further identified as Parcel No. (1-6) on James City County Tax Map No. (11-1); and

WHEREAS, the Planning Commission, following its public hearing on June 3, 1996, unanimously recommended approval of this application.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-1-96 as described herein with the following conditions:

1. If a building permit application for the 17' x 30' addition is not submitted to the County within 60 days from the date of issuance of this special use permit, it shall become void.
2. If site plan approval, building permit approval, and a certificate of occupancy have not been obtained for the 17' x 30' addition within six months from the date of issuance of this special use permit, this special use permit shall become void.
3. This special use permit shall only apply to the existing building, new 17' x 30' addition, proposed 16' x 44' outside deck, outside dining and recreational facilities, and the parcel as illustrated in the conceptual plan submitted as part of this application. Any expansions to the building beyond those outlined in this application or any new structures constructed on the site shall not be considered part of this application and shall be required to meet all applicable zoning and building codes.
4. Any additional outdoor lighting beyond the two existing floodlights shall be approved by the Planning Director prior to installation.
5. No additional outside speakers, beyond the two wall mounted speakers which currently exist on the east side of the building, shall be installed for the purpose of playing live or recorded music.
6. The outside deck shall all be located a minimum of 50 feet from the front yard property line (Route 60) and 15 feet from the side yard property line.

David L. Sisk

David L. Sisk
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner

Sanford B. Wanner
Clerk to the Board

SUPERVISOR VOTE

TAYLOR	AYE
MAGOON	AYE
DEPUE	NAY
EDWARDS	AYE
SISK	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 9th day of July, 1996.

sup196re.res